

SEVENTY-SIXTH DAY

(Wednesday, May 21, 1941)

The House met at 10:00 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Leonard.

The roll of the House was called, and the following Members were present:

Mr. Speaker	Garland
Allen	Gilmer
Allison	Goodman
Alsup	Halsey
Avant	Hanna
Bailey	Hardeman
Baker	Hargis
Bean	Harris of Dallas
Bell	Harris of Hill
Blankenship	Hartzog
Boone	Heflin
Brawner	Helpinstill
Bray	Henderson
Bridgers	Hileman
Brown	Hobbs
Bruhl	Howard
Bullock	Howington
Bundy	Hoyo
Burkett	Huddleston
Burnaman	Huffman
Carlton	Hughes
Carrington	Humphrey
Cato	Hutchinson
Celaya	Isaacks
Chambers	Jones
Clark	Kelly
Cleveland	Kennedy
Coker	Kinard
Colson, Mrs.	King
Connelly	Klingeman
Craig	Knight
Crossley	Lansberry
Crothwait	Lehman
Daniel	Leyendecker
Davis	Little
Deen	Lock
Dickson of Bexar	Love
Donald	Lowry
Dove	Lucas
Duckett	Lyle
Dwyer	McAlister
Ellis	McCann
Eubank	McDonald
Evans	McGlasson
Favors	McLellan
Ferguson	McMurry
Files	McNamara
Fitzgerald	Manford
Fuchs	Manning
Gandy	Markle

Martin	Senterfitt
Matthews	Shell
Mills	Simpson
Montgomery	Skiles
Moore	Smith of Bastrop
Morgan	Smith of Atascosa
Morris	Spacek
Morse	Spangler
Murray	Stanford
Nicholson	Stinson
Pace	Stubbs
Parker	Taylor
Pevehouse	Thornton
Phillips	Turner
Price	Vale
Rampy	Voigt
Reed of Bowie	Walters
Reed of Dallas	Wattner
Ridgeway	Weatherford
Rhodes	White
Roark	Whitesides
Roberts	Winfree
Sallas	

Absent

Dickson of Nolan

Absent—Excused

Anderson	Kersey
Benton	Sharpe

A quorum was announced present.

Prayer was offered by Rev. George W. Coltrin, Chaplain, as follows:

"Almighty God, 'the heavens declare Thy glory and the firmament showeth Thy handiwork.' In the preservation of our lives, in the material blessings of life, and in the matchless opportunities for service that are ours, we see Thy kind providence. And now, in Thy presence and unto Thee we praise Thy name and pray Thy guidance. In Christ's name. Amen."

LEAVES OF ABSENCE
GRANTED

The following Members were granted leaves of absence on account of important business:

Mr. Kersey for today, on motion of Mr. Carlton.

Mr. Anderson for today, on motion of Mr. Winfree.

Mr. Sharpe for today, on motion of Mr. Roark.

The following Member was granted leave of absence on account of illness:

Mr. Benton for today, on motion of Mr. Evans.

COMMUNICATION

The Speaker laid before the House, and had read the following communication:

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R K New York Ny 20 338P

Texas Legislature, Arthur Cato
Member Legislature
Austin Tex

Happy accept invitation deliver brief address before Texas Legislature 11 a m May 28

H V KALTENBORN.

BILLS ORDERED NOT PRINTED

On motion of Mr. Ferguson, Senate Bill No. 284 was ordered not printed.

On motion of Mr. Kinard, House Bills Nos. 1042 and 1043 were ordered not printed.

RELATIVE TO HOUSE BILL BILL NO. 983

Mr. Morgan moved to suspend the Rules for the purpose of making a motion to reconsider the vote by which House Bill No. 983 was passed.

The motion was lost by the following vote:

Yeas—31

Bailey	Humphrey
Bray	King
Carlton	Knight
Cato	Lowry
Cleveland	Matthews
Connelly	Mills
Deen	Moore
Ellis	Morgan
Eubank	Phillips
Evans	Price
Favors	Rampy
Fitzgerald	Roark
Gandy	Senterfitt
Hileman	Smith of Atascosa
Hobbs	Wattner
Howington	

Nays—76

Alsup	Leyendecker
Baker	Little
Bell	Lock
Boone	Love
Bruhl	Lucas
Bundy	Lyle
Carrington	McAlister
Clark	McCann
Coker	McGlasson
Colson, Mrs.	McMurry
Craig	McNamara
Crosthwait	Martin
Davis	Montgomery
Dickson of Bexar	Morse
Dove	Murray
Duckett	Nicholson
Dwyer	Pace
Ferguson	Pevehouse
Fuchs	Reed of Bowie
Garland	Reed of Dallas
Gilmer	Ridgeway
Goodman	Rhodes
Halsey	Roberts
Hanna	Sallas
Hardeman	Simpson
Hartzog	Smith of Bastrop
Helpinstill	Spangler
Henderson	Stanford
Hoyo	Stinson
Huddleston	Stubbs
Hughes	Taylor
Isaacks	Thornton
Jones	Turner
Kennedy	Voigt
Kinard	Weatherford
Klingeman	White
Lansberry	Whitesides
Lehman	Winfree

Absent

Allen	Harris of Dallas
Allison	Harris of Hill
Avant	Heflin
Bean	Howard
Blankenship	Huffman
Brawner	Hutchinson
Bridgers	Kelly
Brown	McDonald
Bullock	McLellan
Burkett	Manford
Burnaman	Manning
Celaya	Markle
Chambers	Morris
Crossley	Parker
Daniel	Shell
Dickson of Nolan	Skiles
Donald	Spacek
Files	Vale
Hargis	Walters

Absent—Excused

Anderson Kersey
Benton Sharpe

MOTION TO RECOMMITT

Mr. Crosthwait moved to recommit Senate Bill No. 119 to the Committee on Counties.

The motion was lost.

TO GRANT CERTAIN DISTRICT
JUDGES PERMISSION TO BE
ABSENT FROM THE
STATE

Mr. Harris of Hill, offered the following resolution:

H. C. R. No. 156, To grant certain District Judges permission to be absent from the State

Whereas, Honorable J. D. Stephenson, Judge of the 66th Judicial District of Texas, desires to leave the State some time during the years 1941 and 1942 on personal business and to take a vacation; therefore, be it

Resolved by the House of Representatives of the State of Texas, the Senate concurring, That Honorable J. D. Stephenson, Judge of the 66th Judicial District of Texas, be and he is hereby granted permission to be absent from the State of Texas at such intervals and for such time as he may see fit and proper during the years 1941 and 1942, taking into consideration the condition of the docket of said Court.

The resolution was read second time.

Unanimous consent of the House was granted to include the two District Judges of Hidalgo County, Judge Bryce F. Ferguson of the 92nd Judicial District and Judge Rogers Blalock of the 93rd Judicial District.

The resolution, as amended was then adopted.

SUSPENDING JOINT RULES

Mr. Cato offered the following resolution:

H. C. R. No. 157, Suspending Joint Rules to Consider House Bill No. 268.

Be it resolved by the House of

Representatives, the Senate concurring, That the Joint Rules be suspended so that the House may take up and consider House Bill No. 268 on Wednesday, May 21, 1941.

The resolution was read second time and was adopted.

SUSPENDING JOINT RULES

Mr. Evans offered the following resolution:

H. C. R. No. 158, Suspending Certain Joint Rules to Consider House Bill No. 512.

Whereas, House Bill No. 512 has been on the House Calendar for some time; and

Whereas, The Forty-seventh Session of the Texas Legislature is drawing to a close; therefore

Be it resolved, by the House of Representatives, the Senate concurring, That the Joint Rules of the two Houses be suspended in order to allow the House of Representatives to bring up House Bill No. 512 on third reading and final passage on May 21, 1941.

EVANS,
BENTON.

The resolution was read second time and was adopted.

GRANTING THE EXTENSION OF
CERTAIN LEASE TO THE
CITY OF AUSTIN

Mr. Carrington offered the following resolution:

H. C. R. No. 159, Granting the extension of certain lease to the City of Austin.

Whereas, The State Board of Control, acting under authority vested in it by the Legislature of the State of Texas, did on January 1, 1932, enter into a lease contract with the City of Austin, leasing to the City of Austin for the term of ten (10) years the tract of land hereinafter described, together with other lands; and

Whereas, The said lease by its terms will expire on December 31, 1941; and

Whereas, The right-of-way for the north approach to the new bridge to be erected across the Colorado River in the City of Austin runs through and across the land hereinafter described, and the pro-

tection of such right-of-way by the City of Austin requires the protection of the land hereinafter described; and

Whereas, All of said land hereinafter described lies on the north bank of the Colorado River immediately up-stream from the source of the water supply of the City of Austin, thus making necessary the policing of said land for the protection of public health; Now, Therefore,

Be it Resolved by the House of Representatives, the Senate Concurring:

That the State Board of Control be and it is hereby authorized, in consideration of the benefits accruing to the State of Texas from the obligation of the City of Austin to police such property and to protect the same from waste, to execute a lease to the City of Austin, leasing to said City of Austin for a period of twenty (20) years, beginning January 1, 1942 at the expiration of the lease first above mentioned, for water source protection, water front development and recreational purposes, the following described tract or parcel of land, situated in the City of Austin, in Travis County, Texas, to-wit:

Known as the Sand Beach Reserve located within the City limits of the City of Austin, within the County of Travis, and being bounded on the east by West Avenue, on the north by Outlots Numbers One (1) and Eleven (11), Division "Z", of the Government Outlots of the City of Austin, and being bounded on the west by the George W. Spear Survey, and on the south by the Colorado River, particularly described by metes and bounds as follows:

Beginning at a solid iron stake set for the most westerly corner of Outlot No. 1, Division "Z" of the City of Austin Government Outlots, said stake being on the S. E. line of the George W. Spear Survey, and from which the most easterly corner of Lot No. 1 of the Harris and Pease Subdivision as evidenced by a set stone, and being accompanied by its original bearing tree, bears N. 29° 47' E. 1047.93 feet (this description goes with the variation

used upon this survey, but agrees perfectly as a "N. 30° E" line when used in conjunction with survey on the George W. Spear Survey);

Thence with the S. W. line of Outlot No. 1, Division "Z" S. 63° 13' E. 1875 feet to a solid iron stake placed for the most southerly corner of said Outlot No. 1;

Thence with the N. W. line of Outlot No. 11, Division "Z", S. 26° 1' W. 180 feet to a solid iron stake for the most westerly corner of said Outlot No. 11;

Thence with the S. W. line of said Outlot No. 11, S. 54° 51' E. 1456.3 feet to a 2-inch boiler pipe stake;

Thence with the S. W. line of said Outlot No. 11, S. 47° 30' E. 579.0 feet to a 2-inch boiler pipe stake;

Thence with the S. W. line of said Outlot No. 11, S. 43° 30' E. 418.0 feet to an iron stake, which is the most southerly corner of Outlot No. 11, Division "Z" of the City of Austin Government tracts, said stake being on the west line of West Avenue;

Thence with the west line of West Avenue S. 19° W. 182.4 feet to a large iron stake on the bank of the Colorado River for the most southerly corner of the tract here described;

Thence up the N. E. bank of the Colorado River with its meanders as follows, iron stakes being placed at every angle and all courses being from 2 to 12 feet away from the actual water edge during a stage of low water for the river, to-wit, according to courses Nos. 7 to 25, inclusive:

N. 69° 46' W.	132.4 feet;
N. 60° 36' W.	184.2 feet;
N. 70° 42' W.	359.8 feet;
N. 64° 13' W.	254.3 feet;
N. 68° 15' W.	151.4 feet;
N. 83° 30' W.	43.4 feet;
N. 60° 50' W.	126.0 feet;
N. 66° 12' W.	193.4 feet;
N. 56° 25' W.	68.0 feet;
N. 71° 45' W.	50.0 feet;
N. 62° 31' W.	197.2 feet;
N. 64° 33' W.	161.0 feet;
N. 70° 39' W.	394.5 feet;
N. 65° 15' W.	358.5 feet;
N. 62° 1' W.	168.1 feet;
N. 63° 53' W.	308.5 feet;
N. 64° 9' W.	181.6 feet;
N. 73° 44' W.	321.0 feet;
N. 64° 56' W.	393.7 feet;

Thence up the N. E. bank of the Colorado River N. 59° 43' W. 324.5 feet to a large iron stake set for the most southerly corner of the George W. Spear Survey No. 7;

Thence with the S. E. line of the George W. Spear Survey No. 7, N. 29° 47' E. 1085.4 feet to the place of beginning, containing 77.15 acres of land.

Such lease, insofar as it covers the part of the above described tract which is included in an easement granted to the City of Austin for highway purposes as an approach across said Sand Beach Reserve to the new bridge to be constructed across the Colorado River, shall be subject to such easement and the rights therein granted.

Said lease shall provide that the City of Austin may use all of the property above described for water source protection, water front development, and recreational purposes, during the term thereof; and shall further provide that the City of Austin shall have the right to improve such property and to eliminate stagnant waters and ponds by the filling of sink holes thereon, and by grading, leveling and terracing the surface thereof, and shall have the right to light such lands and to lay water lines for the distribution of water thereon, and to construct and install other necessary utilities thereon.

CARRINGTON,
STANFORD.

The resolution was read second time and was adopted.

SUSPENDING CERTAIN JOINT RULES

Mr. Morris offered the following resolution:

H. C. R. No. 160, Suspending Joint Rules to Consider Certain House Bills.

Whereas, The Regular Session of the Forty-seventh Legislature is drawing to a close; and

Whereas, There are many House Bills that have not been considered by the House of Representatives; now therefore be it

Resolved by the House, the Senate concurring, That the Joint Rules be suspended so that Thursday after-

noon may be set aside for the consideration of House Bills in the House.

The resolution was read second time and was adopted.

Mr. Morris moved to reconsider the vote by which the resolution was adopted and to table the motion to reconsider.

The motion to table prevailed.

AUTHORIZING CERTAIN CORRECTION IN HOUSE BILL NO. 1016

Mr. Morse offered the following resolution:

H. C. R. No. 161, Authorizing Certain Correction in House Bill No. 1016.

Whereas, House Bill No. 1016 has passed the House and the Senate; and

Whereas, The caption of said House Bill No. 1016 refers to Section 46a of Article III of the Constitution of Texas and same should be Section 48a of Article III of the Constitution; now, therefore, be it

Resolved by the House of Representatives, the Senate concurring, That the Enrolling Clerk of the House be authorized and instructed to change in the caption of House Bill No. 1016 the figures and letter "46a" to the figures and letter "48a."

The resolution was read second time and was adopted.

AUTHORIZING CERTAIN CORRECTION IN HOUSE BILL NO. 440

Mr. Love offered the following resolution:

H. C. R. No. 162, Authorizing Certain Correction in House Bill No. 440.

Whereas, House Bill No. 440 has finally passed both the House of Representatives and the Senate of Texas, and

Whereas, It now appears that there is an error in the caption of the bill, such that the caption does not conform with the body of the bill, now therefore

Be it resolved by the House of Representatives, the Senate concurring, That the Enrolling Clerk of the House be, and is hereby author-

ized and directed to correct the caption of House Bill No. 440 to conform to the body of the bill.

The resolution was read second time and was adopted.

TO PROVIDE FOR THE APPOINTMENT OF CERTAIN COMMITTEE

Mr. Evans offered the following resolution:

H. C. R. No. 163, To Provide for the Appointment of Certain Committee to Restore Pension Cuts.

Whereas, The State Department of Public Welfare is operating under the general rule as required and expected by the public that all applications be handled as quickly as possible; and

Whereas, The case load as of May 1, 1941, was 136,000 persons on the old age assistance rolls; and

Whereas, The Department of Public Welfare estimates indicate that under the present law there are over 175,000 persons eligible for old age assistance; and

Whereas, The recent increases of new applicants has caused a \$3.00 cut on pensions, in addition to the \$4.00 already in effect; and

Whereas, It is conservatively estimated that some thirty-five or forty thousand new cases are eligible to be added to the rolls, which will cause a further reduction in the pensions; and

Whereas, The funds to match Federal moneys are not available and forthcoming to the extent of Seven or more dollars per client, causing a loss in Federal funds of approximately one-half million dollars per month; and

Whereas, Some eight hundred thousand dollars in surplus funds has been located that could be used for matching Federal money, therefore

Be it resolved by the 47th Legislature now assembled, That the Speaker of the House and the President of the Senate appoint a committee of three House Members and two Senate Members to work in conjunction with our Governor, in an effort to arrange through a loan, or through a warrant issued from the general funds, in an amount large enough to restore the pension cuts, and to take care of the new ap-

plicants as they may qualify, until such time as new taxes may be levied and collected.

The resolution was read second time.

Mr. Taylor raised a point of order on further consideration of the resolution at this time, on the ground that the time allocated for the consideration of resolutions has expired.

The Speaker sustained the point of order.

Mr. Lucas moved that the time allotted for the consideration of resolutions be extended until the above resolution is disposed of.

The motion prevailed.

Mr. Favors offered the following amendment to the resolution:

Amend House Concurrent Resolution No. 163 by striking out the last clause beginning with "Whereas" and the resolving clause and insert in lieu thereof the following:

Be it resolved by the House of Representatives, the Senate concurring, That the Senate of Texas is hereby respectfully urged and requested to take up and consider immediately House Bill No. 941, which passed the House with only two dissenting votes, and which in the judgment of the House will avoid the announced pension cut of from \$3.00 to \$4.00 per month per applicant for the months of May, June, July, and August.

The amendment was adopted.

The resolution, as amended, was then adopted.

(Mr. Little in the Chair.)

TO GRANT CERTAIN DISTRICT JUDGES PERMISSION TO BE ABSENT FROM THE STATE

Mr. Howington offered the following resolution:

H. C. R. No. 164, To Grant Certain District Judges Permission To Be Absent From the State.

Whereas, Honorable R. B. Cross, Judge of the 52nd Judicial District of Texas, desires to leave the State some time during the years 1941 and 1942 on personal business and to take a vacation; therefore, be it

Resolved by the House of Representatives of the State of Texas, the Senate concurring, That Honorable R. B. Cross, Judge of the 52nd Judicial District of Texas, be and he is hereby granted permission to be absent from the State of Texas at such intervals and for such time as he may see fit and proper during the years 1941 and 1942, taking into consideration the condition of the docket of said Court.

HOWINGTON,
HUDDLESTON.

The resolution was read second time.

By unanimous consent of the House the resolution was amended as follows:

Amend House Concurrent Resolution No. 164 so as to include the following Judicial Districts and their respective Judges:

Judge F. P. Adams, 1st Judicial District.

Judge J. W. Chandler, 2nd Judicial District.

Judge R. T. Brown, 4th Judicial District.

Judge Paul G. Brown, Special Judge, 4th Judicial District.

Judge R. H. Harvey, 5th Judicial District.

Judge A. S. Broadfoot, 6th Judicial District.

Judge Bascom Gist, 7th Judicial District.

Judge Nat W. Brooks, Special Judge, 7th Judicial District.

Judge Charles Berry, 8th Judicial District.

Judge W. B. Browder, 9th Judicial District.

Judge E. T. Murphy, Special Judge, 9th Judicial District.

Judge J. C. Canty, 10th Judicial District.

Judge Norman Atkinson, 11th Judicial District.

Judge M. M. Rogers, 12th Judicial District.

Judge W. R. Howell, 13th Judicial District.

Judge Sarah T. Hughes, 14th Judicial District.

Judge R. C. Slagle, Jr., 15th Judicial District.

Judge Ben W. Boyd, 16th Judicial District.

Judge O. B. McPherson, 18th Judicial District.

Judge R. B. Stanford, 19th Judicial District.

Judge J. H. Tate, 21st Judicial District.

Judge M. C. Jeffrey, 22nd Judicial District.

Judge Howard P. Green, 24th Judicial District.

Judge Lester Holt, 25th Judicial District.

Judge Few Brewster, 27th Judicial District.

Judge W. B. Hopkins, 28th Judicial District.

George Westervelt, Criminal District Court of Nueces County.

Judge A. D. Montgomery, 30th Judicial District.

Judge A. S. Mauzey, 32nd Judicial District.

Judge Raymond Gray, 33rd Judicial District.

Judge A. O. Newman, 35th Judicial District.

Judge Harry L. Howard, 37th Judicial District.

Judge Dennis Ratliff, 39th Judicial District.

Judge A. R. Stout, 40th Judicial District.

Judge M. S. Long, 42nd Judicial District.

Judge J. E. Carter, 43rd Judicial District.

Judge W. L. Thornton, 44th Judicial District.

Judge S. G. Tayloe, 45th Judicial District.

Judge John A. Valls, 49th Judicial District.

Judge John F. Sutton, 51st Judicial District.

Judge R. B. Cross, 52nd Judicial District.

Judge J. Harris Gardner, 53rd Judicial District.

Judge D. W. Bartlett, 54th Judicial District.

Judge Ewing Boyd, 55th Judicial District.

Judge Charles G. Dibrell, 56th Judicial District.

Judge Everett F. Johnson, 57th Judicial District.

Judge W. S. Nichols, 58th Judicial District.

Judge Tom Suggs, 59th Judicial District.

Judge W. Tom Kenna, 60th Judicial District.

Judge Robert A. Shivers, Criminal District Court, Jefferson County.

Judge Ben F. Wilson, 61st Judicial District.

Judge Brian Montague, 63rd Judicial District.

Judge Paine L. Bush, 68th Judicial District.

Judge C. C. Collings, 70th Judicial District.

Judge W. H. Strength, 71st Judicial District.

Judge John F. Onion, 73rd Judicial District.

Judge W. W. McCrory, Criminal District Court, Bexar County

Judge Giles P. Lester, 74th Judicial District.

Judge H. F. Kirby, 77th Judicial District.

Judge Irvin J. Vogel, 78th Judicial District.

Judge A. L. Broeter, 79th Judicial District.

Judge M. C. Jeffrey, 81st Judicial District.

Judge Roy F. Campbell, 80th Judicial District.

Judge Terry Dickens, 82nd Judicial District.

Judge H. O. Metcalf, 83rd Judicial District.

Judge G. O. Crisp, 86th Judicial District.

Judge Lex Smith, 87th Judicial District.

Judge B. W. Patterson, 88th Judicial District.

Judge Ernest Robertson, 89th Judicial District.

Judge Geo. L. Davenport, 91st Judicial District.

Judge Dick Dixon, 95th Judicial District.

Judge A. J. Powers, 96th Judicial District.

Judge Earl P. Hall, 97th Judicial District.

Judge J. D. Moore, 98th Judicial District.

Judge A. S. Moss, 100th Judicial District.

Judge Claude M. McCallum, 101st Judicial District.

Judge N. L. Dalby, 102nd Judicial District.

Judge Owen Thomas, 104th Judicial District.

Judge J. A. Drane, 109th Judicial District.

Judge Alton B. Chapman, 110th Judicial District.

Judge R. D. Wright, 111th Judicial District.

Judge W. C. Jackson, 112th Judicial District.

Judge Allen B. Hannay, 113th Judicial District.

Judge John A. Rawlins, 116th Judicial District.

Judge Cullen Briggs, 117th Judicial District.

Judge O. L. Parrish, 119th Judicial District.

Judge S. H. Sanders, 123rd Judicial District.

Judge Roy C. Archer, 126th Judicial District.

Judge Kenneth McCalla, 127th Judicial District.

Judge Grover Adams, Criminal District Court No. 1 of Dallas County.

Judge Henry King, Criminal District Court No. 2 of Dallas County.

Judge Langston King, Criminal District Court, Harris County

Judge Whit Boyd, Criminal District Court, Harris County.

Hon. Daniel Walker, Chief Justice, 9th Court of Civil Appeals.

Hon. W. B. O'Quinn, Associate Justice, 9th Court of Civil Appeals.

Hon. J. M. Combs, Associate Justice, 9th Court of Civil Appeals.

The amendment was adopted.

The resolution as amended, was then adopted.

SUSPENDING JOINT RULES

Mr. Spacek offered the following resolution:

H. C. R. No. 165, Suspending certain Joint Rules to consider House Bill No. 524.

Whereas, House Bill No. 524 has been on the House Calendar for a long time, and

Whereas, The 47th Session of the Texas Legislature is drawing to a close, therefore

Be It Resolved, by the House of Representatives, the Senate concurring, That the Joint Rules of the two Houses be and they are hereby suspended in order to allow the House of Representatives to bring up and consider House Bill No. 524 on second and third reading and final passage on May 22, 1941.

SPACEK,
SKILES.

The resolution was read second time and was adopted.

(Speaker in the Chair.)

AUTHORIZING THE TRANSFER OF CERTAIN OFFICE EQUIPMENT

The Speaker laid before the House, for consideration at this time, the following resolution:

S. C. R. No. 63, Proposing that the Court of Civil Appeals for the Fourth Judicial District of Texas shall be authorized to transfer to the Attorney General's Department eighty-three (83) wooden bookcases, with bases and tops, and further authorizing the Comptroller to credit the sum of One Hundred (\$100.00) Dollars to the account of the said Court of Civil Appeals and to debit the Attorney General's Department with the sum of One Hundred (\$100.00) Dollars.

Be it Resolved by the Senate of Texas, the House of Representatives Concurring:

Whereas, The Court of Civil Appeals for the Fourth Supreme Judicial District of Texas, located at San Antonio, Texas, has on hand eighty-three (83) wooden sectional bookcases, with bases and tops, for which it has no use; and

Whereas, The Attorney General's Department of the State of Texas, is in need of such bookcases; and

Whereas, The sum of One Hundred (\$100.00) Dollars is a fair valuation to place upon said bookcases; now, therefore, be it

Resolved, By the Senate of Texas, the House of Representatives con-

curring, That the Court of Civil Appeals for the Fourth Supreme Judicial District of Texas, located at San Antonio, Texas, shall be authorized to transfer and deliver to the Attorney General's Department at Austin eighty-three (83) wooden sectional bookcases, with bases and tops, and the Comptroller of the State of Texas shall be authorized to credit to the account of the Court of Civil Appeals for the Fourth Supreme Judicial District of Texas the sum of One Hundred (\$100.00) Dollars and to debit the account of the Attorney General's Department with the sum of One Hundred (\$100.00) Dollars.

The resolution was read second time and was adopted.

TO GRANT PERMISSION TO SUE THE STATE

Mr. Stanford offered the following resolution:

H. C. R. No. 166, To grant Mrs. Woodie Spore permission to sue the State.

Whereas, It is alleged that on February 17, 1938, Mrs. Woodie Spore suffered an injury while an employee of the State Highway Department; said injury having been caused by a fall while on duty, on a highly polished floor, and that she sustained a badly broken knee, severely torn ligaments, and the cartilage was torn from under the knee cap; and

Whereas, As a result of said injury, Mrs. Spore was seriously and permanently injured, and has been compelled to undergo several major operations, hospitalizations and long continued treatments because of the injury to her knee; and

Whereas, The expenses which have been incurred as a result of the accident include—consultations of several doctors from time to time, numerous x-rays, ambulance service several times, hospitalization three (3) times, medicines, surgical supplies, and services of doctors and nurses at hospitals and at home, together with incidentals, all of which have amounted to a sum larger than she is able to pay; and

Whereas, Mrs. Woodie Spore had, prior to such injury, been strong

and well, and able to work for said State Highway Department and able to provide for herself and family the necessities of life; and as a result of the accident she has been unable to work, and was confined to her bed for many months, from time to time; and

Whereas, Mr. Julian Montgomery, who was Chief Engineer of the State Highway Department at the time of Mrs. Spore's accident, stated in a letter that he believed "the facts as stated by Mrs. Spore are substantially correct and we are glad to join you in recommending that her actual expenses incurred on account of the accident be paid;" and

Whereas, She is desirous of paying these bills and thinks the amount due, is just and should be paid; and because she is a widow, having the responsibility of caring for herself and two children; and must also meet the necessary living expenses for the family; and because her injury came about through no fault or negligence of her own, and said injury and its attendant intense suffering and expenses were due to the facts hereinabove stated; and

Whereas, It is thought that the said State Highway Department should be liable to reimburse Mrs. Woodie Spore to the extent of money actually expended or incurred because of such injury; and

Whereas, If any paragraph, clause or provision of this Resolution shall be held invalid or unconstitutional, the validity of other provisions shall remain in full force and effect; now, therefore be it

Resolved, By the House of Representatives, the Senate concurring, That Mrs. Woodie Spore be granted permission to sue the State of Texas and the Highway Department of the State of Texas in the District Court of Travis County, Texas; and to impose liability on the State of Texas for the negligence of its officers, representatives and agents for the above named expenses caused by negligence of commission or omission to the above named claimant, growing out of the injury having been caused by a fall while on duty on a highly polished floor in the State Highway Building in Austin, Texas, from which perma-

nent injuries resulted. And if upon the trial of said cause it be found that the agents, officers or representatives of the State of Texas or the Highway Commission of Texas were negligent, which proximately caused the injury to said claimant, as above stated, then the liability is hereby imposed upon the State of Texas so as to be answerable for the expenses incurred as a result of the injury, and it shall be no answer in defense of said suit that the acts or omissions of said agents, officers or representatives, if negligent, were performed for the State or the Highway Commission of Texas, within their governmental capacities or functions; and, a specific appropriation is hereby made to satisfy recovery by judgment, if any, for the claimant, and such amount, not over Two Thousand Dollars (\$2,000) is specifically diverted, and is to be taken presently from the moneys derived from Motor Vehicle Registration fees as received from the Counties of the State of Texas, for the Highway Fund; and such specific appropriation is now made without condition and to be deposited in a special fund to be paid and devoted to the express purpose of satisfying such recovery, with the same force and effect as is made in civil cases; and that such process and service be returned, and that jurisdiction of said cause shall be in any District Court of Travis County, Texas, and appeal may be prosecuted to the appellate Courts, Court of Civil Appeals and Supreme Court of Texas, precisely as if both parties to such appeal were private individuals; and it is so resolved.

STANFORD,
CARRINGTON.

The resolution was read second time and was referred by the Speaker, to the Committee on State Affairs.

TO GRANT PERMISSION TO SUE THE STATE

The Speaker laid before the House, for consideration at this time, the following resolution:

H. C. R. No. 155, To grant John W. Hoch permission to sue the State.

The resolution having heretofore

been read second time and referred to the Committee on State Affairs.

The Committee on State Affairs having recommended the adoption of the resolution.

The resolution was then adopted by the following vote:

Yeas—113

Allison	Hoyo
Alsup	Huddleston
Avant	Huffman
Bailey	Hughes
Baker	Isaacks
Bell	Jones
Blankenship	Kelly
Boone	Kennedy
Bray	Kinard
Brown	King
Bruhl	Klingeman
Bullock	Knight
Bundy	Lansberry
Burkett	Lehman
Carlton	Leyendecker
Carrington	Little
Cato	Lock
Chambers	Love
Clark	Lowry
Coker	Lucas
Colson, Mrs.	McAlister
Connelly	McCann
Craig	McMurry
Crossley	McNamara
Crosthwait	Manning
Daniel	Markle
Davis	Martin
Deen	Matthews
Dickson of Bexar	Mills
Duckett	Morgan
Ellis	Morris
Eubank	Morse
Favors	Nicholson
Ferguson	Pace
Fitzgerald	Parker
Fuchs	Pevehouse
Gandy	Phillips
Garland	Price
Gilmer	Rampy
Goodman	Reed of Bowie
Halsey	Ridgeway
Hanna	Rhodes
Hardeman	Roark
Hargis	Roberts
Harris of Dallas	Sallas
Harris of Hill	Senterfitt
Heflin	Simpson
Helpinstill	Skiles
Henderson	Spacek
Hobbs	Spangler
Howard	Stanford
Howington	Stinson

Stubbs
Taylor
Turner
Voigt
Walters

Wattner
Weatherford
Whitesides
Winfree

Absent

Allen	Hutchinson
Bean	Lyle
Brawner	McDonald
Bridgers	McGlasson
Burnaman	McLellan
Celaya	Manford
Cleveland	Montgomery
Dickson of Nolan	Moore
Donald	Murray
Dove	Reed of Dallas
Dwyer	Shell
Evans	Smith of Bastrop
Files	Smith of Atascosa
Hartzog	Thornton
Hileman	Vale
Humphrey	White

Absent—Excused

Anderson	Kersey
Benton	Sharpe

SENATE BILL NO. 414 ON THIRD READING

The Speaker laid before the House, on its third reading and final passage,

S. B. No. 414, A bill to be entitled "An Act amending Chapter 467, Acts of the Second Called Session of the 44th Legislature, as amended by House Bill No. 8, Acts of the Third Called Session of the 44th Legislature, etc.; and declaring an emergency."

The bill was read third time.

Mr. Bray offered the following amendment to the bill:

Amend Senate Bill No. 414 by adding a new section to read as follows:

No violation of any of the provisions of this Act shall be construed to operate as a forfeiture or suspension of any liquor or beer license.

On motion of Mr. Bell, the amendment was tabled.

Mr. Bell offered the following amendment to the bill:

Amend Senate Bill No. 414, page

6, line 11, by inserting between the words "equipment" and "bearing" the following words "or delivery."

Mr. Deen moved to table the amendment.

The motion to table was lost.

Question then recurring on the amendment by Mr. Bell, it was adopted by the following vote:

Yeas—91

Allen	Knight
Allison	Lansberry
Alsup	Lehman
Avant	Leyendecker
Bell	Little
Boone	Love
Bray	McAlister
Bridgers	McCann
Brown	McGlasson
Bruhl	McMurry
Bullock	McNamara
Bundy	Manford
Burkett	Markle
Burnaman	Martin
Carlton	Matthews
Carrington	Moore
Cato	Morris
Clark	Morse
Cleveland	Nicholson
Coker	Pace
Crossley	Parker
Crothwait	Pevehouse
Daniel	Phillips
Davis	Price
Dickson of Bexar	Rampy
Dove	Reed of Dallas
Duckett	Ridgeway
Ferguson	Roberts
Files	Sallas
Fuchs	Senterfitt
Gandy	Shell
Gilmer	Simpson
Halsey	Skiles
Hanna	Spacek
Hargis	Spangler
Harris of Hill	Stanford
Henderson	Taylor
Hobbs	Thornton
Hoyo	Turner
Huffman	Voigt
Humphrey	Walters
Isaacks	Wattner
Jones	Weatherford
Kennedy	White
Kinard	Whitesides
Klingeman	

Nays—25

Bailey	Blankenship
Baker	Connelly

Craig	Huddleston
Deen	Hughes
Ellis	Kelly
Favors	King
Fitzgerald	Lowry
Garland	Murray
Hardeman	Reed of Bowie
Heflin	Rhodes
Helpinstill	Roark
Hileman	Smith of Bastrop
Howington	

Absent

Bean	Lock
Brawner	Lucas
Celaya	Lyle
Chambers	McDonald
Colson, Mrs.	McLellan
Dickson of Nolan	Manning
Donald	Mills
Dwyer	Montgomery
Eubank	Morgan
Evans	Smith of Atascosa
Goodman	Stinson
Harris of Dallas	Stubbs
Hartzog	Vale
Howard	Winfree
Hutchinson	

Absent—Excused

Anderson	Kersey
Benton	Sharpe

Mr. Simpson moved that further consideration of Senate Bill No. 414 be postponed until 10:00 o'clock a. m. next Wednesday.

On motion of Mr. Bell, the motion to postpone was tabled.

Senate Bill No. 414 was then passed by the following vote:

Yeas—88

Allen	Coker
Allison	Colson, Mrs.
Alsup	Daniel
Avant	Davis
Bean	Dickson of Bexar
Bell	Dickson of Nolan
Blankenship	Duckett
Brawner	Ellis
Bridgers	Eubank
Bruhl	Ferguson
Bullock	Fitzgerald
Bundy	Fuchs
Carlton	Gandy
Carrington	Gilmer
Cato	Halsey
Celaya	Hanna
Cleveland	Hargis

Harris of Hill	Martin
Helpinstill	Morgan
Henderson	Morris
Hileman	Morse
Hobbs	Nicholson
Howard	Pace
Huddleston	Pevehouse
Huffman	Phillips
Humphrey	Reed of Bowie
Hutchinson	Reed of Dallas
Isaacks	Roberts
Jones	Sallas
Kelly	Senterfitt
Kennedy	Shell
Kinard	Skiles
King	Smith of Bastrop
Klingeman	Smith of Atascosa
Knight	Spangler
Lehman	Stanford
Leyendecker	Taylor
Little	Thornton
Lock	Turner
McAlister	Vale
McCann	Wattner
McGlasson	Weatherford
McNamara	White
Manford	Whitesides

Nays—47

Bailey	Lowry
Baker	Lucas
Bray	Lyle
Brown	McLellan
Burkett	McMurry
Burnaman	Markle
Chambers	Matthews
Connelly	Mills
Craig	Montgomery
Crossley	Moore
Deen	Murray
Donald	Parker
Dove	Price
Evans	Rampy
Favors	Ridgeway
Files	Rhodes
Garland	Roark
Hardeman	Simpson
Heflin	Spacek
Howington	Stinson
Hoyo	Stubbs
Hughes	Voigt
Lansberry	Winfree
Love	

Absent

Boone	Harris of Dallas
Clark	Hartzog
Crosthwait	McDonald
Dwyer	Manning
Goodman	Walters

Absent—Excused

Anderson	Kersey
Benton	Sharpe

Mr. Bell moved to reconsider the vote by which the bill was passed and to table the motion to reconsider.

The motion to table prevailed.

HOUSE BILL NO. 953 WITH SENATE AMENDMENTS

Mr. Hartzog called up from the Speaker's table, with Senate amendments, for consideration of the amendments,

H. B. No. 953, A bill to be entitled "An Act amending Chapter 76, passed at the First Called Session of the Forty-third Legislature; and declaring an emergency."

On motion of Mr. Hartzog, the House concurred in the Senate amendments by the following vote:

Yeas—119

Allen	Duckett
Allison	Dwyer
Alsup	Ellis
Avant	Eubank
Bailey	Ferguson
Baker	Files
Bean	Fitzgerald
Bell	Fuchs
Blankenship	Gandy
Boone	Gilmer
Brawner	Goodman
Bray	Halsey
Bridgers	Hanna
Bullock	Hardeman
Bundy	Hargis
Burkett	Harris of Dallas
Carlton	Harris of Hill
Cato	Hartzog
Celaya	Heflin
Cleveland	Helpinstill
Coker	Henderson
Colson, Mrs.	Hileman
Connelly	Hobbs
Craig	Howard
Crossley	Howington
Daniel	Huddleston
Davis	Hughes
Deen	Humphrey
Dickson of Bexar	Hutchinson
Dickson of Nolan	Jones
Donald	Kelly
Dove	Kennedy

Kinard	Pevehouse
King	Phillips
Klingeman	Price
Knight	Rampy
Lansberry	Reed of Bowie
Lehman	Reed of Dallas
Leyendecker	Rhodes
Little	Roark
Lock	Roberts
Love	Sallas
Lucas	Senterfitt
McAlister	Simpson
McCann	Skiles
McDonald	Smith of Bastrop
McGlasson	Smith of Atascosa
McLellan	Spangler
McMurry	Stanford
McNamara	Taylor
Markle	Thornton
Martin	Turner
Matthews	Vale
Mills	Voigt
Moore	Walters
Morgan	Wattner
Morse	Weatherford
Murray	White
Pace	Whitesides
Parker	

Absent

Brown	Lowry
Bruhl	Lyle
Burnaman	Manford
Carrington	Manning
Chambers	Montgomery
Clark	Morris
Crosthwait	Nicholson
Evans	Ridgeway
Favors	Shell
Garland	Spacek
Hoyo	Stinson
Huffman	Stubbs
Isaacks	Winfree

Absent—Excused

Anderson	Kersey
Benton	Sharpe

HOUSE BILL NO. 832 WITH SENATE AMENDMENTS

Mr. Celaya called up from the Speaker's table, with Senate amendments, for consideration of the amendments,

H. B. No. 832, A bill to be entitled "An Act amending Article 2370, Revised Statutes of 1925, by providing that the Commissioners Court of any county may, when necessary, furnish suitable quarters, other than the court house, for holding court

and carrying on other public business and may rent such part of any such quarters not necessary for public use; authorizing the Commissioners Court, where any such building is used partly for public and partly for private purposes, to issue securities for certain purposes and to pledge the net revenues derived from such renting; setting forth the terms and provisions of such pledge and of any such securities and making applicable to such securities the bond and warrant law of 1931, as amended, with certain exceptions, and declaring an emergency."

On motion of Mr. Celaya, the House concurred in the Senate amendments by the following vote:

Yeas—125

Allen	Fitzgerald
Allison	Fuchs
Alsup	Gandy
Avant	Gilmer
Bailey	Goodman
Baker	Halsey
Bean	Hanna
Bell	Hardeman
Blankenship	Hargis
Boone	Harris of Hill
Brawner	Heflin
Bray	Helpinstill
Bridgers	Henderson
Brown	Hobbs
Bullock	Howard
Bundy	Howington
Burkett	Hoyo
Carlton	Huddleston
Carrington	Huffman
Cato	Hughes
Celaya	Hutchinson
Clark	Jones
Cleveland	Kelly
Coker	Kennedy
Colson, Mrs.	Kinard
Connelly	King
Craig	Klingeman
Crossley	Knight
Daniel	Lansberry
Davis	Lehman
Deen	Leyendecker
Dickson of Bexar	Little
Dickson of Nolan	Lock
Donald	Love
Dove	Lucas
Duckett	Lyle
Dwyer	McAlister
Ellis	McCann
Eubank	McDonald
Ferguson	McGlasson
Files	McLellan

McMurry	Roark
McNamara	Roberts
Manford	Sallas
Markle	Senterfitt
Martin	Shell
Matthews	Simpson
Mills	Skiles
Montgomery	Smith of Bastrop
Morgan	Smith of Atascosa
Morris	Spacek
Morse	Spangler
Murray	Stinson
Pace	Taylor
Parker	Thornton
Pevehouse	Turner
Phillips	Vale
Price	Voigt
Rampy	Walters
Reed of Bowle	Wattner
Reed of Dallas	Weatherford
Ridgeway	Whitesides
Rhodes	

Absent

Bruhl	Humphrey
Burnaman	Isaacks
Chambers	Lowry
Crosthwait	Manning
Evans	Moore
Favors	Nicholson
Garland	Stanford
Harris of Dallas	Stubbs
Hartzog	White
Hileman	Winfree

Absent—Excused

Anderson	Kersey
Benton	Sharpe

**HOUSE BILL NO. 968 ON
SECOND READING**

(By Unanimous Consent)

The Speaker laid before the House on its second reading and passage to engrossment,

H. B. No. 968, A bill to be entitled "An Act creating a special road law for Burnet County, Texas; providing that said county may fund or refund into coupon bonds the scrip and time warrants outstanding against its road and bridge fund as of the 12th day of May, 1941; setting forth the method of said funding or refunding; validating all acts of the Commissioners' Court in issuing said scrip and time warrants; validating said scrip and time warrants; providing the general laws of the State of Texas shall be applicable to Bur-

net County when not in conflict herewith; providing this Act shall be cumulative of all General and Special Laws not in conflict herewith; providing a saving clause; and declaring an emergency."

The bill was read second time and was passed to engrossment.

**HOUSE BILL NO. 968 ON
THIRD READING**

Mr. Lansberry moved that the Constitutional Rule requiring bills to be read on three several days be suspended, and that House Bill No. 968 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—123

Allen	Garland
Allison	Halsey
Alsup	Hanna
Avant	Hardeman
Bailey	Hargis
Baker	Harris of Hill
Bean	Helpinstill
Bell	Henderson
Blankenship	Hileman
Boone	Hobbs
Bray	Howard
Bridgers	Howington
Brown	Hoyo
Bullock	Huddleston
Bundy	Huffman
Burnaman	Hughes
Carlton	Humphrey
Carrington	Isaacks
Cato	Jones
Celaya	Kelly
Chambers	Kennedy
Clark	Kinard
Cleveland	King
Coker	Klingeman
Colson, Mrs.	Knight
Connelly	Lansberry
Crossley	Lehman
Daniel	Leyendecker
Davis	Little
Dickson of Bexar	Lock
Donald	Love
Duckett	Lucas
Ellis	Lyle
Eubank	McAlister
Evans	McCann
Favors	McDonald
Ferguson	McGlasson
Files	McLellan
Fitzgerald	McMurry
Gandy	McNamara

Manford	Senterfitt
Manning	Shell
Markle	Simpson
Martin	Skiles
Matthews	Smith of Bastrop
Mills	Smith of Atascosa
Montgomery	Spacek
Moore	Spangler
Morgan	Stanford
Morris	Stinson
Morse	Stubbs
Murray	Taylor
Parker	Thornton
Pevehouse	Turner
Phillips	Vale
Price	Walters
Rampy	Wattner
Reed of Bowie	Weatherford
Reed of Dallas	White
Ridgeway	Whitesides
Roark	Winfree
Roberts	

Absent

Brawner	Goodman
Bruhl	Harris of Dallas
Burkett	Hartzog
Craig	Heflin
Crothwait	Hutchinson
Deen	Lowry
Dickson of Nolan	Nicholson
Dove	Pace
Dwyer	Rhodes
Fuchs	Sallas
Gilmer	Voigt

Absent—Excused

Anderson	Kersey
Benton	Sharpe

The Speaker then laid House Bill No. 968 before the House on third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—123

Allen	Bullock
Allison	Bundy
Alsup	Burnaman
Avant	Carlton
Bailey	Carrington
Baker	Cato
Bean	Celaya
Bell	Chambers
Blankenship	Clark
Boone	Cleveland
Bray	Coker
Bridgers	Colson, Mrs.
Brown	Connelly

Crossley	McDonald
Daniel	McGlasson
Davis	McLellan
Dickson of Bexar	McMurry
Donald	McNamara
Duckett	Manford
Ellis	Manning
Eubank	Markle
Evans	Martin
Favors	Matthews
Ferguson	Mills
Files	Montgomery
Fitzgerald	Moore
Gandy	Morgan
Garland	Morris
Halsey	Morse
Hanna	Murray
Hardeman	Parker
Hargis	Pevehouse
Harris of Hill	Phillips
Helpinstill	Price
Henderson	Rampy
Hileman	Reed of Bowie
Hobbs	Reed of Dallas
Howard	Ridgeway
Howington	Roark
Hoyo	Roberts
Huddleston	Senterfitt
Huffman	Shell
Hughes	Simpson
Humphrey	Skiles
Isaacks	Smith of Bastrop
Jones	Smith of Atascosa
Kelly	Spacek
Kennedy	Spangler
Kinard	Stanford
King	Stinson
Klingeman	Stubbs
Knight	Taylor
Lansberry	Thornton
Lehman	Turner
Leyendecker	Vale
Little	Walters
Lock	Wattner
Love	Weatherford
Lucas	White
Lyle	Whitesides
McAlister	Winfree
McCann	

Absent

Brawner	Goodman
Bruhl	Harris of Dallas
Burkett	Hartzog
Craig	Heflin
Crothwait	Hutchinson
Deen	Lowry
Dickson of Nolan	Nicholson
Dove	Pace
Dwyer	Rhodes
Fuchs	Sallas
Gilmer	Voigt

Absent—Excused

Anderson Kersey
Benton Sharpe

MESSAGE FROM THE SENATE

Austin, Texas, May 20, 1941.

Hon. Homer Leonard, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed the following:

S. B. No. 351, A bill to be entitled "An Act amending Subdivision 1 of Chapter 2 of Title 86 of the Revised Civil Statutes of 1925; providing for a board of examiners of land surveyors; providing that nothing in this Act shall affect the terms of the present members of such board and that the appointments herein provided shall be made at the expiration of such terms, etc.; and declaring an emergency."

S. B. No. 436, A bill to be entitled "An Act to amend Article 3333 of Title 54 of the Revised Civil Statutes of Texas, Revision of 1925 as amended, by providing that the citation therein provided to be issued by the Clerk shall be directed to the Sheriff or any Constable of the county where the proceeding is pending, validating written wills heretofore probated and letters of administration heretofore granted upon citations of notices not so directed, but conforming to the other requirements of said Article 3333, providing that this amendment shall not apply in certain cases; and declaring an emergency."

S. B. No. 471, A bill to be entitled "An Act making appropriations to pay miscellaneous claims out of the General Revenue Fund, or any other funds against which claims were originally incurred; providing that before payment of any claims shall be paid from the funds hereby appropriated the same shall have the approval of the State Comptroller and the Attorney General; and providing further that any claim involving the refund of a franchise tax shall also carry the approval of the Secretary of State in addition to the other officials herein named; and declaring an emergency."

Adopted

S. C. R. No. 63, Proposing that the

Court of Civil Appeals for the Fourth Judicial District of Texas shall be authorized to transfer to the Attorney General's Department eighty-three (83) wooden book cases, with bases and tops, etc.

Passed

H. B. No. 465, A bill to be entitled "An Act providing that in all counties in the State of Texas having County Courts at Law, the Judges of such Courts may act for the County Judge in probate or guardianship proceedings or matters, etc.; and declaring an emergency." (With amendments).

Adopted

H. C. R. No. 151, Inviting the Honorable Claude Pepper to address a Joint Session of the House and Senate, at his convenience.

Passed

H. B. No. 94, A bill to be entitled "An Act to amend Section 2, Chapter 446, page 1049, Forty-fifth Legislature, Regular Session (1937), pertaining to the issuance of a warrant of arrest in judicial proceedings in lunacy cases, etc.; and declaring an emergency."

Adopted

H. C. R. No. 152, suspending the Constitutional Rule on House Bill No. 76.

Respectfully,

BOB BARKER,
Secretary of the Senate

SENATE BILLS ON FIRST READING

The following Senate bills received from the Senate today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

S. B. No. 351, to the Committee on State Affairs.

S. B. No. 436, to the Committee on Judiciary and Uniform State Laws.

S. B. No. 471, to the Committee on Claims and Accounts.

BILLS AND RESOLUTIONS SIGNED BY THE SPEAKER

The Speaker signed in the presence of the House, after giving due

notice thereof and their captions had been read severally the following enrolled bills and resolutions:

S. C. R. No. 63, Authorizing the transfer of certain office equipment.

S. C. R. No. 61, In memory of Mrs. Charles N. Shaver.

S. C. R. No. 59, Memorializing Congress in regard to rail transportation.

H. B. No. 1031, "An Act regulating fishing in Val Verde County; providing the gear or tackle that may be used; providing an open season; providing a bag or possession limit for different varieties of fish that may be taken; and providing a total bag or possession limit; providing the length of different varieties of fish that may be taken; excepting the Pecos River, the Rio Grande River, and San Felipe Creek from the provisions of this Act; providing a penalty for violating any provisions of this Act; repealing conflicting laws; and declaring an emergency."

H. B. 1018, "An Act applying only in independent school districts in counties having a population of not less than one thousand, eight hundred forty-three (1,843) and not more than one thousand, nine hundred forty-three (1,943) according to the last preceding Federal Census; authorizing said school districts to fund into time warrants all outstanding obligations of said school districts which existed on May 10, 1941; prescribing the terms and conditions of issuance of said time warrants; authorizing said school districts to borrow money in a sum not to exceed Fourteen Thousand Dollars (\$14,000.00) with which to pay certain outstanding obligations; providing for the levying of a tax to pay the same and fixing the rate of interest thereon; prescribing the terms and conditions of said time warrants, and declaring an emergency."

H. B. No. 877, "An Act repealing Article 501 of the Revised Statutes of Texas, 1925."

H. B. No. 541, "An Act repealing H. B. No. 627 passed at the Regular Session of the Forty-fifth Legislature, the same being a local game

bill for Polk County; and declaring an emergency."

H. B. No. 1029, "An Act authorizing and empowering the Commissioners Court in counties having a population of more than three hundred and fifty thousand (350,000) and less than four hundred and fifty thousand (450,000) inhabitants, according to the last preceding Federal Census, to purchase fire trucks and other fire-fighting equipment for the protection and preservation of bridges, warehouses, shops, and other property located without the limits of any incorporated city or town; etc., and declaring an emergency."

H. B. No. 461, "An Act granting the Commissioners Courts of Crockett, Sutton, Menard, Mason, Kimble, Kerr, Bandera, Real, and Edwards Counties permission to pay out of the General Fund of said counties bounties for the destruction of rattlesnakes and predatory animals; and declaring an emergency."

H. B. No. 495, "An Act granting permission to E. B. Rodriguez to bring suit against the State of Texas, and/or Highway Department, in a court of competent jurisdiction, in Frio County, Texas, for damages for personal injuries received by him while on duty in the employ of the Highway Department of the State of Texas, and which injuries are alleged to have produced damages to the said E. B. Rodriguez; providing that any judgment so recovered to be paid out of the funds of the Highway Department of the State of Texas; providing that if any provisions of this Act shall be invalid, the validity of the other provisions thereof shall not be affected; and declaring an emergency."

H. B. No. 988, "An Act to fix a maximum rate of tax to be levied for school purposes in all independent school districts which include within their limits a city or town which, according to the latest preceding Federal Census, had a population of not fewer than 680 and not more than 690 inhabitants, and being in counties containing not less than 4050 and not more than 4060 inhabitants, according to the last preceding Federal Census, whether

organized under a general or special law; repealing all laws conflicting herewith; and declaring an emergency."

H. B. No. 1007, "An Act making it unlawful to kill quail in Roberts County, Texas; providing the Act shall be in force for a period of five (5) years; repealing all laws in conflict; providing a penalty for the violation of this Act; and declaring an emergency."

H. B. No. 1015, "An Act making it unlawful to hunt, kill, or pursue any wild deer, turkey or antelope in Collingsworth County, Texas; and declaring an emergency."

H. B. No. 549, "An Act making specific appropriation out of the General Fund of the State of Texas, not otherwise appropriated, to pay a judgment obtained by W. S. Hale and wife, against the State of Texas under the authority of Senate Bill No. 197, Chapter 72, Special Laws of the Regular Session of the Forty-second Legislature, authorizing the said W. S. Hale and wife to sue the State of Texas for the recovery of damages resulting from overflow of their lands arising out of the construction of temporary dumps or roadbeds by the State through its Highway Department; directing the Comptroller of the State of Texas to issue warrant on the State Treasury in favor of W. S. Hale and wife, in the sum of the judgment rendered by the Supreme Court of Texas in the suit of W. S. Hale and wife against the State of Texas brought under the authority of Senate Bill No. 197; and declaring an emergency."

H. B. No. 993, "An Act to amend Title 5, Article 176, of the Revised Civil Statutes of the State of Texas (1925) by adding a new Article to be designated as Article 176-A; providing that Reports of Alien Ownership of land may be filed on or before the last day of December, 1941; and declaring an emergency."

H. B. No. 622, "An Act amending Article 1115, Chapter 10, Title 28, Revised Civil Statutes of Texas, 1925, so as to provide for the appointment of a Board of Trustees by the City Council of such towns consisting of not more than five members, one of whom shall always be the Mayor, at any time after certain

encumbrances have been created; repealing all laws or parts of laws in conflict therewith; and declaring an emergency."

H. B. No. 879, "An Act to amend House Bill No. 546, Acts of the 40th Legislature, 1927, page 289, Chapter 202, Section 1, providing for the amendment of the charter of corporations organized under the provisions of Title 16, of the Revised Statutes of Texas, 1925, for the purpose of increasing or decreasing capital stock, to change name, to adopt trust powers and for any other lawful purpose, including the extension of time of corporate existence for a period of not exceeding fifty years from the effective date of amendment, and providing for the adoption of the powers of commercial banks and banks and trust companies by Morris Plan Banks through amendment of its charter; and declaring an emergency."

H. B. No. 732, "An Act to permit the county board of school trustees in counties having a population of 37,250 to 38,350 according to the last preceding Federal Census and a scholastic population of at least 8,500 as shown by the last scholastic report for the preceding school year to employ a rural school supervisor or supervisors to plan, outline and supervise the work of the primary and intermediate grades of the rural schools of the counties, fixing the qualifications, the duties and the salary of such supervisor or supervisors; and declaring an emergency."

H. B. No. 723, "An Act limiting the tax rate which may be levied in any independent school district situated in any county in this State which county, according to the Federal Census of 1940, had a population of not less than 10,400 and not more than 10,660, and providing for a bond tax of not to exceed 75¢ on the \$100.00 valuation of taxable property in any such district, and a maintenance tax of not to exceed 75¢ on the \$100.00 valuation of taxable property, and further providing that the amount of maintenance tax, together with the amount of bond tax of any such district shall never exceed \$1.50 on the \$100.00 valuation of taxable property within any such district and if the rate of bond

tax, together with the rate of maintenance tax voted in the district shall at any time exceed \$1.50 on the \$100.00 valuation, such bond tax shall operate to reduce the maintenance tax to the difference between the rate of the bond tax and \$1.50, and further providing that no increase of the rate of tax authorized by any previous law shall be made until such action has been authorized by a majority of the votes cast by property taxpaying qualified voters at an election held in any such district for such purpose, and providing that if any part or portion of this Act shall be in conflict with any part or portion of any law of the State, the terms and provisions of this Act shall govern; and declaring an emergency."

H. B. No. 153, "An Act, regulating the possession of the carcass of deer or part of same; the storage of same; repealing conflicting laws; providing a suitable penalty for violation of this Act; and declaring an emergency."

H. B. No. 411, "An Act providing for fees and travel expenses of sheriffs and other peace officers whose income is on a fee basis and who travel into other States to serve extradition papers; providing travel expenses for sheriffs and other peace officers who are compensated by a fixed salary and who travel into other States to serve extradition papers; and declaring an emergency."

HOUSE BILLS ON FIRST READING

The following House Bills introduced today were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

By Mr. Clark and Mr. Parker:

H. B. No. 1049, A bill to be entitled "An Act, for the purpose of providing necessary regulations for the taking or possession of fish, or use of fishing tackle or gear, from the body of water impounded by Possum Kingdom Dam, which Dam is situated in Palo Pinto County, Texas, and declaring it unlawful to fish in said body of water, possess, or dispose of fish taken therefrom, or possess fishing tackle,

except in accordance with regulations issued under the directions given in this Act; providing a special license for those over seventeen (17) years of age who fish in Possum Kingdom Lake; providing for the disposition of funds collected from the sale of such special license; providing a suitable penalty for violation of any provision of this Act; repealing conflicting laws; and declaring an emergency."

Referred to the Committee on Game and Fisheries.

By Mr. Hargis and Mr. Burnaman:

H. B. No. 1050, A bill to be entitled "An Act to amend Section 1 of House Bill 738 of the 35th Legislature, Chapter 76, Acts 1917, Special Laws, page 295, so as to change the name of the "Remlig County Line Independent School District" to "Brookeland Independent School District," and declaring an emergency."

Referred to the Committee on School Districts.

Mr. Hoyo asked unanimous consent to introduce at this time and have placed on first reading House Bill No. 1051.

There was no objection.

The Speaker then laid the bill before the House, it was read first time and referred to the Appropriate Committee, as follows:

By Mr. Hoyo:

H. B. No. 1051, A bill to be entitled "An Act amending Article 2943 of the Revised Civil Statutes of 1925, as amended by Chapter 295, page 591, Acts of the Forty-fifth Legislature, Regular Session (1937); providing for compensation of judges and clerks of general and special elections; and declaring an emergency."

Referred to the Committee on Privileges, Suffrage, and Elections.

ADJOURNMENT

Mr. Morris moved that the House adjourn until 10:00 o'clock a. m. tomorrow.

Mr. Reed of Bowie moved that the House recess until 2:30 o'clock p. m. today.

Mr. Kennedy moved that the House recess until 3:00 o'clock p. m. today.

Question recurring on the motion to adjourn, yeas and nays were demanded.

The motion to adjourn prevailed by the following vote:

Yeas—73

Alsup	Kennedy
Avant	Kinard
Bailey	Little
Bean	Lock
Blankenship	McDonald
Brown	McGlasson
Bullock	McLellan
Burnaman	McMurry
Carlton	McNamara
Chambers	Manford
Crosthwait	Manning
Daniel	Markle
Dickson of Bexar	Martin
Dove	Montgomery
Duckett	Moore
Dwyer	Morgan
Eubank	Morris
Ferguson	Morse
Gandy	Murray
Goodman	Ridgeway
Halsey	Rhodes
Hanna	Roberts
Hardeman	Sallas
Harris of Dallas	Shell
Harris of Hill	Simpson
Heflin	Skiles
Henderson	Smith of Atascosa
Hileman	Spangler
Howard	Stubbs
Howington	Thornton
Hoyo	Turner
Huddleston	Voigt
Huffman	Walters
Hughes	Wattner
Humphrey	Weatherford
Hutchinson	Winfree
Kelly	

Nays—56

Allison	Carrington
Baker	Cato
Boone	Clark
Brawner	Cleveland
Bray	Coker
Bridgers	Connelly
Bundy	Craig
Burkett	Crossley

Davis	Lucas
Ellis	Lyle
Evans	McCann
Favors	Matthews
Files	Mills
Fitzgerald	Pace
Fuchs	Parker
Garland	Pevehouse
Gilmer	Phillips
Hargis	Price
Helpinstill	Rampy
Hobbs	Reed of Bowie
Isaacks	Roark
Jones	Senterfitt
King	Smith of Bastrop
Klingeman	Spacek
Knight	Stanford
Lansberry	Taylor
Lehman	Vale
Love	Whitesides

Present—Not Voting

White

Absent

Allen	Hartzog
Bell	Leyendecker
Bruhl	Lowry
Celaya	McAlister
Colson, Mrs.	Nicholson
Deen	Reed of Dallas
Dickson of Nolan	Stinson
Donald	

Absent—Excused

Anderson	Kersey
Benton	Sharpe

The House accordingly, at 12:45 o'clock p. m., adjourned until 10:00 o'clock a. m. tomorrow.

APPENDIX

STANDING COMMITTEE REPORTS

The following committees, have filed favorable reports on bills and resolutions, as follows:

Public Lands and Buildings:
House Bills Nos. 1042 and 1043;
Senate Bill No. 475.

State Affairs: Senate Bill No. 187;
House Concurrent Resolution No. 155.

Judiciary and Uniform State Laws:
Senate Bills Nos. 269 and 431.

Appropriations: House Bill No. 376.

School Districts: Senate Bill No. 284.

The Committee on Criminal Jurisprudence filed an adverse report on Senate Bill No. 430.

REPORTS OF THE COMMITTEE ON ENGROSSED BILLS

Austin, Texas, May 20, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. C. R. No. 116, Granting permission to N. D. Lenamond to sue the State.

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, May 20, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. C. R. No. 117, Granting permission to William Trakas to sue the State.

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, May 20, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. C. R. No. 124, Granting permission to R. W. Dillard and wife to sue the State.

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, May 20, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. C. R. No. 128, Granting permis-

sion to W. C. and B. H. Kulp to sue the State.

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, May 20, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. C. R. No. 130, Authorizing J. Clyde Cummings to sue the State.

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, May 20, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. C. R. No. 133, Granting permission to W. L. Priddy to sue the State.

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, May 20, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. C. R. No. 135, Granting permission to Chadwick and Williams to sue the State.

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, May 20, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. C. R. No. 149, Providing for transfer of bookcases from Court of Civil Appeals, Fourth Supreme Judicial District, to the Attorney General's Department.

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, May 20, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. C. R. No. 150, Authorizing a Loan of certain Highway Equipment to Carney Independent School District.

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, May 19, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 122, A bill to be entitled "An Act to amend Article 4590-a, Revised Civil Statutes of Texas, 1925, providing for the chartering of non-profit corporations to be organized for the purpose of furnishing group hospital service, and to provide for the methods of operation, regulation and supervision of such corporations and of their contracts; providing exemption from Title 78 of the Revised Civil Statutes of Texas, 1925; and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, May 19, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Engross Bills, to whom was referred

H. B. No. 451, A bill to be entitled "An Act providing for a juvenile court in each county of the State in the county or district courts already established; defining certain terms providing for the procedure in cases of delinquent children; manner of hearing; dispositional power of juvenile court; selection of custodial agency; providing for support of children committed to custodial agency; prescribing that records shall be confidential; permitting physical and mental examinations of children upon order of the court; prescribing places of detention; court

session; cooperation; contempt; and methods of appeal; saving clause; repealing clause; and declaring effective date to be September 1, 1941."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, May 19, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 611, A bill to be entitled "An Act to amend and re-enact Senate Bill No. 36, Acts 46th Legislature, Regular Session, entitled: An Act creating a State Department of Public Welfare for the State of Texas; prescribing its rights, powers, functions, and duties; creating and providing for a State Board of Public Welfare; as the State agency to cooperate with the Children's Bureau of the United States Department of Labor in certain matters; designating the State Department of Public Welfare as the State agency to cooperate with the Federal Government in the administration and distribution of Federal Surplus commodities and other Federal resources; providing for the transfer of certain funds to the credit of the State Department of Public Welfare; creating certain funds in the State Treasury; making appropriations; providing penalties for violation of provisions of this Act; providing a saving clause; providing the effective date of this Act; providing schedule for proration of funds; repealing House Bill No. 7, Chapter 435, Acts of the Regular Session of the Forty-fifth Legislature, and all other Acts, laws or parts thereof in conflict with this Act, and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, May 19, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 615, A bill to be entitled "An Act relating to taxes in common

school districts; authorizing districts to increase tax levies for debt service to one dollar and total tax for maintenance and bonds to not more than one dollar and fifty cents under the circumstances prescribed in this Act, and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BBRIDGERS, Chairman.

Austin, Texas, May 19, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 627, A bill to be entitled "An Act to amend Section 12 of House Bill Number 821, Chapter 462, Page 1144, Regular Session of the Forty-fifth Legislature, as amended by House Bill Number 102, Chapter 41, Page 1924, Second Called Session of the Forty-fifth Legislature, as amended by House Bill Number 834, Chapter 1, Page 427, Regular Session of the Forty-sixth Legislature, and to add thereto seven new sections to be known as Sections 23a, 23b, 23c, 23d, 23e, 23f and 23g; to authorize housing authorities to acquire by the exercise of the power of eminent domain any interest in real property; to create housing authorities for counties; to provide for the creation of regional housing authorities; to authorize the undertaking of housing projects for farmers of low income; and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, May 19, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 692, A bill to be entitled "An Act amending Chapter 1 of Title 50 of the Revised Civil Statutes of the State of Texas, 1925, by adding Article 2929a; providing that no person who has been elected or appointed to an executive or administrative public office in the State of Texas for a term of 2 years shall

be eligible to run for nomination or election to any other public office the term of which would begin before the expiration of the term of the original office to which such person was elected or appointed, without first resigning from such original office.

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, May 20, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. 917, A bill to be entitled "An Act prescribing the powers and duties of the State Board of Control with reference to the operation and maintenance of all State Eleemosynary Institutions, providing for the appointment of superintendents, medical directors, and storekeepers and accountants, prescribing their duties, and prescribing the method for removal of all officers and employees; repealing Articles 636, 637, 690, 691, 692, 693, 3175, 3176, 3184, 3190, 3207, 3220, 3222, 3223, 3234, 3239, 3252, 3253, Section 6 of Article 3254a, 3255, Section 4 of Article 3259a, 5120, 5122 and 5133 of the Revised Civil Statutes of the State of Texas, Vernon's Annotated Edition, and all other laws or parts of laws in conflict herewith, and containing a saving clause and an emergency clause, and providing an effective date hereof."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, May 19, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to who was referred

H. B. No. 983, A bill to be entitled "An Act repealing Article 1350, Revised Civil Statutes of Texas, 1925; amending Article 1351 so as to make the penalty therein provided apply specifically to Articles 1348 and 1349, Revised Civil Statutes of Texas, 1925; amending Article 1351, Re-

vised Civil Statutes and Article 213, Penal Code of Texas, to prohibit corporations, their officers, directors, stockholders, employees and agents acting in their behalf, from expending or promising to expend any money or thing of value in order to aid or hinder the nomination or election of any person to public office or to influence the vote on any question submitted to the voters; providing for an exception in elections directly affecting the granting, refusing, existence, or value of a franchise of a corporation which has the right of eminent domain, and providing that in such elections, all means of publicity employed by such corporation shall be identified as pay for by it; providing for the filing of accounts of expenditures made in connection with such elections by corporations, persons, partnerships and associations, and limiting the amount thereof; providing penalties for corporations, their officers, directors, stockholders, employees and agents violating this Act and increased penalties and forfeiture of charter or permit of such corporation on second and subsequent violations; providing penalties for persons, partnerships and associations failing to make or falsely making required reports of expenditures in certain elections or exceeding authorized limits thereof; and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, May 21, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. C. R. No. 157, Suspending the Joint Rules so that the House may take up and consider House Bill No. 268 on Wednesday, May 21, 1941.

Has carefully compared same and finds it correctly engrossed.

SMITH of Bastrop, Vice-Chairman.

Austin, Texas, May 21, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. C. R. No. 162, Authorizing and directing the Enrolling Clerk to correct the caption of House Bill No. 440 to conform to the body of the bill.

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, May 21, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. C. R. No. 161, Authorizing the Enrolling Clerk of the House of Representatives to change in the caption of House Bill No. 1016 the figures and letter "46a" to the figures and letter "48a."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, May 21, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. C. R. No. 160, Setting aside Thursday afternoon, May 22, 1941, for the consideration of House Bills in the House.

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, May 21, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. C. R. No. 158, Suspending certain Joint Rules to consider House Bill No. 512.

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, May 21, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. C. R. No. 156, Granting Judge J. D. Stephenson, Judge Bryce E. Ferguson, and Judge Rodgers Blacklock permission to be absent from the State of Texas at such intervals and for such time as they may see fit and proper during the years of 1941 and 1942.

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, May 21, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. C. R. No. 165, Suspending the Joint Rules of the two Houses so that House Bill No. 524 can be considered.

Has carefully compared same and finds it correctly engrossed.

SMITH of Bastrop, Vice-Chairman.

Austin, Texas, May 21, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. C. R. No. 155, Granting John W. Hoch permission to bring suit against the State of Texas.

Has carefully compared same and finds it correctly engrossed.

SMITH of Bastrop, Vice-Chairman.

REPORTS OF THE COMMITTEE ON ENROLLED BILLS

Austin, Texas, May 21, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 999, "An Act declaring it unlawful for any person to kill, take, or have in his possession for purpose of sale in Nacogdoches and Houston Counties any wild fox or the pelts thereof, except when wild fox are in the act of destroying domestic fowl or stock; providing that this law shall be enforced for a period of two (2) years; prescribing a penalty for the violation of this Act; repealing all laws in conflict; and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HOWINGTON, Chairman.

Austin, Texas, May 21, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 994, "An Act authorizing the County Judges and County and District Clerks to employ a stenographer or a secretary in any counties having a population of not less than two thousand, eight hundred and twenty-five (2,825) and not more than two thousand, nine hundred (2,900) and in counties having not less than six thousand, one hundred (6,100) and not more than six thousand, one hundred and fifty (6,150) inhabitants according to the last preceding Federal Census; regulating the salary of same; providing for payment of salary; providing for removal; and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HOWINGTON, Chairman.

Austin, Texas, May 21, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 993, "An Act to amend Title 5, Article 176, of the Revised Civil Statutes of the State of Texas, 1925, by adding a new Article to be designated as Article 176A; providing that Reports of Alien Ownership of Land may be filed on or before the last day of December, 1941; and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HOWINGTON, Chairman.

Austin, Texas, May 21, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 988, "An Act to fix a maximum rate of tax to be levied for school purposes in all independent

school districts which include within their limits a city or town which, according to the latest preceding Federal Census, had a population of not fewer than six hundred and eighty (680) and not more than six hundred and ninety (690) inhabitants, and being in counties containing not less than four thousand and fifty (4050) and not more than four thousand and sixty (4060) inhabitants, according to the last preceding Federal Census, whether organized under a general or special law; providing for election authorizing tax rate; repealing all laws conflicting herewith; and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HOWINGTON, Chairman.

Austin, Texas, May 21, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 477, "An Act fixing the compensation for county commissioners in certain counties; providing the manner of payment and prescribing the funds from which it shall be paid; repealing all laws in conflict herewith; and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HOWINGTON, Chairman.

Austin, Texas, May 21, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 476, "An Act amending Article 1645, Revised Civil Statutes of Texas, 1925, as amended by Chapter 35, Acts of the Fortieth Legislature, First Called Session, as amended by Chapter 28, Acts of the Forty-first Legislature, First Called Session, as amended by Chapter 15, Acts of the Forty-second Legislature, Second Called Session, as amended by the following Articles: Acts, Forty-fifth Legislature, page 606, Chapter 305, Section 1; Acts, Forty-fifth Legislature, page 639, Chapter 313, Sec-

tion 1; Acts, 1937, Forty-fifth Legislature, First Called Session, page 1778, Chapter 17; Acts 1937, Forty-fifth Legislature, Second Called Session, page 1951, Chapter 50, Section 1; Acts, 1937, Forty-fifth Legislature, page 158, Chapter 84, Section 1; Acts, 1937, Forty-fifth Legislature, page 852, Chapter 420, Section 1; Acts, 1937, Forty-fifth Legislature, First Called Session, page 1798, Chapter 24; Acts, 1937, Forty-fifth Legislature, Second Called Session, page 1908, Chapter 29, Section 1; Acts, 1937, Forty-fifth Legislature, Second Called Session, page 1902, Chapter 25, Section 1; Acts, 1937, Forty-fifth Legislature, First Called Session, page 1826, Chapter 45, Section 3; Acts, 1939, Forty-sixth Legislature, Special Laws, page 595, Section 1; Acts, 1939, Forty-sixth Legislature, Special Laws, page 600, Section 1; Acts, 1939 Forty-sixth Legislature, Special Laws, page 598, Section 1; Acts, 1939, Forty-sixth Legislature, Special Laws, page 594, Section 1; Acts, 1939, Forty-sixth Legislature, Special Laws, page 591; Acts, 1939, Forty-sixth Legislature, Special Laws, page 599, Section 1; Acts, 1939, Forty-sixth Legislature, Special Laws, page 597, Section 1; and Acts, 1939, Forty-sixth Legislature, Special Laws, page 593, Section 1, by adding thereto a new Section providing for county auditors in counties containing a population of not less than twenty-five thousand four hundred and fifty (25,450) nor more than twenty-five thousand, five hundred (25,500) according to the last preceding Federal Census; providing for their compensation and the fund from which it shall be paid; and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HOWINGTON, Chairman.

Austin, Texas, May 21, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 973, "An Act authorizing the Commissioners' Court of any county in this State to call an election for the purpose of issuing bonds or warrants for the purpose of acquiring tracts of land and construct-

ing buildings and improvements thereon for an agricultural experiment station; authorizing said Commissioners Court to levy and collect a tax sufficient to pay the annual interest and to provide a sinking fund for the payment of the principal at maturity; providing that the election shall be held under provisions of Title 22, Chapters 1 and 2, Revised Civil Statutes of Texas of 1925; authorizing the Commissioners' Court to lease any experiment station acquired under authority of this Act to the State of Texas or to any agency of the Federal Government; and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HOWINGTON, Chairman.

Austin, Texas, May 21, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 461, "An Act granting the Commissioners' Courts of Crockett, Sutton, Menard, Mason, Kimble, Kerr, Bandera, Real, Edwards, Schleicher, Tom Green, Irion, Medina, Webb, and Zapata Counties permission to pay out of the General Fund of said Counties bounties for the destruction of rattlesnakes and predatory animals; and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HOWINGTON, Chairman.

Austin, Texas, May 21, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 418, "An Act providing that in counties having a population of fifty thousand, nine hundred and fifty (50,950) to fifty-one thousand, one hundred (51,100), inclusive, according to the last preceding Federal Census, the Commissioners' Court shall annually set aside from all other county funds the Road and Bridge Fund, which fund shall be budgeted into three (3) equal

amounts and providing that the expenditures from said fund for any four-months period of the fiscal year may not exceed one-third of the total annual budget; provided that nothing in this Act shall be construed as repealing or affecting the Uniform Budget Law, County Budgets, being Sections 10, 11, 12, and 13 of House Bill No. 768, Acts of 1931, Forty-second Legislature, page 339, Chapter 206; and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HOWINGTON, Chairman.

Austin, Texas, May 21, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 889, "An Act authorizing the Commissioners' Court in certain counties to allow each County Commissioner certain expenses for traveling in connection with the use of his automobile on official business; requiring each such Commissioner to pay the expense of operation and repair of such automobile so used by him without further expense to the county; and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HOWINGTON, Chairman.

Austin, Texas, May 21, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 880, "An Act providing for the preservation of Bank Examiners' reports and correspondence files and for the preservation of the books, records, and files of insolvent banks, and further providing for the destruction of such reports and correspondence and sale or destruction of such books, records, and files of insolvent banks, and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HOWINGTON, Chairman.

Austin, Texas, May 21, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 879, "An Act to amend House Bill No. 546, Acts of the Fortieth Legislature, 1927, page 289, Chapter 202, providing for the amendment of the charter of corporations organized under the provisions of Title 16, of the Revised Civil Statutes of Texas, 1925, for the purpose of increasing or decreasing capital stock, to change name, to adopt trust powers and for any other lawful purpose, including the extension of time of corporate existence for a period of not exceeding fifty (50) years from the effective date of amendment; and providing for the adoption of the powers of commercial banks and banks and trust companies by Morris Plan Banks through amendment of their charters; and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HOWINGTON, Chairman.

Austin, Texas, May 21, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 878, "An Act amending Article 502 of the Revised Civil Statutes of Texas, 1925; providing the method of conversion of State banking corporations; and validating purported conversions of national banking corporations under prior law; and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HOWINGTON, Chairman.

Austin, Texas, May 21, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 877, "An Act repealing Article 501 of the Revised Civil Statutes of Texas, 1925; and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HOWINGTON, Chairman.

Austin, Texas, May 19, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 876, "An Act repealing Article 500 of the Revised Civil Statutes of Texas, 1925; and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HOWINGTON, Chairman.

Austin, Texas, May 21, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 342, "An Act authorizing and directing the Comptroller of Public Accounts and the Treasurer of the State of Texas to cancel and charge off certain bonds issued in the name of the Houston and Texas Central Railway Company and the Washington County Railroad Company and certain bonds issued by the Buffalo Bayou, Brazos and Colorado Railway Company which were assumed by the Gulf, Harrisburg and San Antonio Railway Company; directing that such bonds when canceled shall be delivered to the companies which were obligated for their payment; authorizing and directing the transfer of certain sums from the Available School Fund to the State Permanent School Fund for the purpose of adjusting the accounts between said funds upon transactions relating to said bonds; and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HOWINGTON, Chairman.

Austin, Texas, May 21, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 751, "An Act repealing

House Bill No. 430, Acts of the Regular Session of the Forty-sixth Legislature; and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HOWINGTON, Chairman.

Austin, Texas, May 21, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 732, "An Act to permit the County Board of School Trustees in counties having a population of thirty-seven thousand, two hundred and fifty (37,250) to thirty-eight thousand, three hundred and fifty (38,350) according to the last preceding Federal Census and a scholastic population of at least eight thousand, five hundred (8,500) as shown by the last scholastic report for the preceding school year to employ a rural school supervisor or supervisors to plan, outline, and supervise the work of the primary and intermediate grades of the rural schools of the counties; fixing the qualifications, the duties, and the salary of such supervisor or supervisors; and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HOWINGTON, Chairman.

Austin, Texas, May 20, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 723, "An Act limiting the tax rate which may be levied in any independent school district situated in any county in this State which county, according to the Federal Census of 1940, had a population of not less than ten thousand, four hundred (10,400) and not more than ten thousand, six hundred and sixty (10,660), and providing for a bond tax of not to exceed Seventy-five (75) Cents on the one hundred dollars valuation of taxable property in any such district, and a maintenance tax of not to exceed Seventy-

five (75) Cents on the one hundred dollars valuation of taxable property, and further providing that the amount of maintenance tax, together with the amount of bond tax of any such district shall never exceed One Dollar and Fifty Cents (\$1.50) on the one hundred dollars valuation of taxable property within any such district and if the rate of bond tax, together with the rate of maintenance tax voted in the district shall at any time exceed One Dollar and Fifty Cents (\$1.50) on the one hundred dollars valuation, such bond tax shall operate to reduce the maintenance tax to the difference between the rate of the bond tax and One Dollar and Fifty Cents (\$1.50), and further providing that no increase of the rate of tax authorized by any previous law shall be made until such action has been authorized by a majority of the votes cast by property taxpaying qualified voters at an election held in any such district for such purpose, and providing that if any part or portion of this Act shall be in conflict with any part or portion of any law of the State, the terms and provisions of this Act shall govern; and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HOWINGTON, Chairman.

Austin, Texas, May 21, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 683, "An Act providing that it shall be unlawful for any person to kill, wound, shoot at, hurt or molest any wild animals, wild birds, or wild fowl found within the bounds of any public park under the control of the Texas State Parks Board, at any season of the year; providing a penalty; and authorizing any peace officer to arrest without warrant for a violation of any provision of this Act; and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HOWINGTON, Chairmon.

Austin, Texas May 21, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 153, "An Act regulating the possession of the carcass of deer or part of same and the storage of same; repealing conflicting laws; providing a suitable penalty for violation of this Act; and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HOWINGTON, Chairman.

Austin, Texas, May 21, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 622, "An Act providing that the management and control of any municipal electric light, gas, water, or sewer system in certain cities with a population of not less than six thousand, seven hundred (6,700) nor more than six thousand, nine hundred (6,900), and financed by the issuance of revenue bonds, shall, so long as any of such bonds be outstanding and unpaid, be placed in the hands of a Board of Trustees; providing for the creation of such Board, providing for the members of said Board, providing that one of the members of said Board shall be the Mayor of such city or town, providing that such Boards be created by ordinance, providing for the fixing of compensation of the members of such Board, term, powers, and duties of such Board; providing that the term of office of such Board, their powers and duties, the manner of exercising the same, the selection of their successors and all matters pertaining to their organization and duties may be specified in such contract of encumbrance or by ordinance, providing that in certain conditions the laws and rules governing such Board shall be those governing the Council of such City so far as applicable; providing that when any such Board has heretofore been created by ordinance for the control and management of any such system where there is no encumbrance

of physical properties but only an encumbrance of the net revenue of the system, that the action of the Council of such City, the creation of such Board, and the powers, duties, compensation, and terms of office of such Board, be fully ratified, confirmed, legalized, approved, and validated; and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HOWINGTON, Chairman.

Austin, Texas, May 21, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 541, "An Act amending House Bill No. 140, enacted by the Second Called Session of the Forty-fifth Legislature, making it unlawful to hunt, trap, take, shoot, or kill deer or wild turkey in Fannin County, Texas, for a period of five (5) years, and providing for penalties."

Has carefully compared same and finds it correctly enrolled.

HOWINGTON, Chairman.

Austin, Texas, May 21, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 34, "An Act to provide for the appointment of Commissioners to the National Conference of Commissioners on Uniform State Laws; providing their terms of office; defining their duties; and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HOWINGTON, Chairman.

Austin, Texas, May 21, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 1031, "An Act regulating fishing in Val Verde County; providing the gear or tackle that may be used; providing an open season; providing a bag or possession

limit for different varieties of fish that may be taken; and providing a total bag or possession limit; providing the length of different varieties of fish that may be taken; excepting the Pecos River, the Rio Grande River, and San Felipe Creek from the provisions of this Act; prohibiting the use of certain fish for bait; prohibiting the transporting of minnows taken in Val Verde County outside the county; fixing the rule of evidence; providing a penalty for violating any provisions of this Act; repealing conflicting laws; and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HOWINGTON, Chairman.

Austin, Texas, May 21, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 1029, An Act authorizing and empowering the Commissioners Court in counties having a population of more than three hundred and fifty thousand (350,000) and less than four hundred and fifty thousand (450,000) inhabitants, according to the last preceding Federal Census, to purchase fire trucks and other fire-fighting equipment for the protection and preservation of bridges, warehouses, shops, and other property located without the limits of any incorporated city or town; authorizing and empowering the Commissioners Court to enter into contracts with any centrally located city in the county for the operation and maintenance of any such fire trucks and equipment; providing that the provisions of this Act are cumulative of all of the laws other than special laws; providing that in the event any section, subdivision, paragraph, sentence, or clause be held unconstitutional, that the remaining portions thereof shall be valid; and declaring an emergency.

Has carefully compared same and finds it correctly enrolled.

HOWINGTON, Chairman.

Austin, Texas, May 21, 1941

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 1018, "An Act applying only to independent school districts in counties having a population of not less than one thousand, eight hundred, and forty-three (1,843) and not more than one thousand, nine hundred and forty-three (1,943) according to the last preceding Federal Census authorizing said school districts to fund into time warrants all outstanding obligations of said school districts which existed on May 10, 1941; prescribing the terms and conditions of issuance of said time warrants; authorizing said school districts to borrow money in a sum not to exceed Fourteen Thousand Dollars (\$14,000) with which to pay certain outstanding obligations; providing for the levying of a tax to pay the same and fixing the rate of interest thereon; prescribing the terms and conditions of said time warrants; and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HOWINGTON, Chairman.

Austin, Texas, May 21, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 1015, "An Act making it unlawful to hunt, kill, or pursue any wild deer, turkey, or antelope in Collingsworth County, Texas, for a period of two (2) years; and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HOWINGTON, Chairman.

Austin, Texas, May 21, 1941

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 1010, "An Act amending Section 1 of House Bill No. 313, Acts of the Regular Session, Fortieth Legislature, 1927, to change and prescribe the time for holding the terms of District Courts in the 47th Judicial District; and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HOWINGTON, Chairman.

Austin, Texas, May 21, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 1007, "An Act making it unlawful to kill quail in Roberts County, Texas; providing the Act shall be in force for a period of five (5) years; repealing all laws in conflict; providing a penalty for the

violation of this Act; and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HOWINGTON, Chairman.

SENT TO THE GOVERNOR

May 21, 1941

House Bill No. 939.

House Bill No. 978.

House Bill No. 378.

House Bill No. 903.

House Bill No. 828.

House Bill No. 262.

House Bill No. 506.

House Bill No. 362.

House Concurrent Resolution No. 115.

House Concurrent Resolution No. 148.

House Concurrent Resolution No. 147.

In Memory of
Honorable John C. Box

Mr. Whitesides offered the following resolution:

H. S. R. No. 298, In Memory of Honorable John C. Box.

Whereas, A distinguished and useful life came to an end in the death of Honorable John C. Box on the 17th day of May, 1941; and

Whereas, John C. Box unselfishly served the people of his County, District and State, as County Judge of Cherokee County, 1898-1901, served as Mayor of Jacksonville from 1902-1905, as a Member of Congress from the Second Congressional District from March 4, 1919, to March 3, 1931, and was known throughout the country for his work on the immigration problem and other outstanding legislation, returning after his tenure to practice law at Jacksonville in Cherokee County, where he was engaged until his death; and

Whereas, In the passing of John C. Box, the legal profession has lost one of its most distinguished members, a man learned in the law, diligent and untiring in investigation, wise in counsel, eloquent and convincing in argument, scrupulously ethical in all dealings, courageous and honest with the courts, affable in manner, unyielding in the protection of the rights of his clients, genial in disposition, and gentle and courteous in manner toward all mankind; and

Whereas, In his passing, the Nation has lost a great citizen who served on the first Board of Trustees of Southern Methodist University and was a licensed Methodist minister and was prominent in church activities throughout his life; and

Whereas, Texas has lost a great citizen, his wife a loving husband, his children a devoted father, and his friends a rugged and loyal friend; and

Whereas, We desire in a measure to perpetuate our love and esteem for John C. Box as a friend, a lawyer, and a worthy citizen; now,

Therefore, be it resolved, That the Members of the House of Representatives of the Forty-seventh Legislature of the State of Texas officially express its deep sorrow and bereavement upon the death of John C. Box and extend to his family and to his innumerable friends that measure of consolation of which humanity is capable, with the assurance to those who sorrowed at his passing that his life and activities shall ever remain as a monument; and

Be it further resolved, That a copy of this Resolution be enrolled and furnished the members of his family; and

Be it further resolved, That when the House stands adjourned today it do so in memory of John C. Box.

WHITESIDES,
SALLAS,
ALSUP.

The resolution was read second time.

Signed—Leonard, Speaker; Allen, Allison, Anderson, Avant, Bailey, Baker, Bean, Bell, Benton, Blankenship, Boone, Brawner, Bray, Bridgers, Brown, Bruhl, Bullock, Bundy, Burkett, Burnaman, Carlton, Carrington, Cato, Celaya, Chambers, Clark, Cleveland, Coker, Mrs. Colson, Connelly, Craig, Crossley, Crosthwait, Daniel, Davis, Deen, Dickson of Bexar, Dickson of Nolan, Donald, Dove, Duckett, Dwyer, Ellis, Eubank, Evans, Favors, Ferguson, Miss Files, Fitzgerald, Fuchs, Gandy, Garland, Gilmer, Goodman, Halsey, Hanna, Hardeman, Hargis, Harris of Dallas, Harris of Hill, Hartzog, Heflin, Helpinstill, Henderson, Hileman, Hobbs, Howard, Howington, Hoyo, Huddleston, Huffman, Hughes, Humphrey, Hutchinson, Isaacks, Jones, Kelly, Kennedy, Kersey, Kinard, King, Klingeman, Knight, Lansberry, Lehman, Leyendecker, Little, Lock, Love, Lowry, Lucas, Lyle, McAlister, McCann, McDonald, McGlasson, McLellan, McMurry, McNamara, Manford, Manning, Markle, Martin, Matthews, Mills, Montgomery, Moore, Morgan, Morris, Morse, Murray, Nicholson, Pace, Parker, Pevehouse, Phillips, Price, Rampy, Reed of Bowie, Reed of Dallas, Ridgeway, Rhodes, Roark, Roberts, Senterfitt, Sharpe, Shell, Simpson, Skiles, Smith of Bastrop, Smith of Atascosa, Spacek, Spangler, Stanford, Stinson, Stubbs, Taylor, Thornton, Turner, Vale, Voigt, Walters, Wattner, Weatherford, White and Winfree.

On the motion of Mr. Lucas, the names of all the Members of the House were added to the resolution as signers thereof.

The resolution was unanimously adopted by a rising vote.

In Memory of
Judge B. C. Hall

Mr. Lucas offered the following resolution:

H. S. R. No. 297, In Memory of Judge B. C. Hall.

Whereas, On the seventeenth day of May, 1941, Judge B. C. Hall of Athens, Texas, was called from the walks of men; and

Whereas, Judge Hall, at the age of seventy-one years, met the final ordeal with the same undaunted spirit that he met the problems of life; and

Whereas, He was one of the most popular men in the history of Henderson County, having been elected representative in 1910 and as a Member of the House of Representatives of the Thirty-second Legislature, he actively supported the women suffrage bill which was passed in that session; and

Whereas, As Justice of the Peace in Athens from 1911 continuously until his death, he was a man of deep religious convictions who always tempered justice with mercy in the exercise of the duties of his office; and

Whereas, His familiar handshake and cheerful disposition made him a favorite with all, and he was held in esteem by the older people of Athens who made his office a gathering place; and

Whereas, He realized the place of all kinds of music in life and saw to it that there was always a place where the old-timers could sing the old Sacred Harp hymns and reminisce, and he was named president of the Fiddlers Contest in Athens and served until his death; and

Whereas, In the passing of this distinguished and lovable gentleman, his State and community have suffered the loss of a beautiful and shining character and faithful public servant, and a true, honorable and loyal citizen and friend; now therefore, be it

Resolved by the House of Representatives of the Forty-seventh Legislature, That the Members thereof express their deep regrets on the passing of this distinguished gentleman, and we extend our heartfelt sympathies to the surviving members of his family; and be it further

Resolved, That when the House adjourns today, it do so in memory of Judge B. C. Hall; that a page of the House Journal of today be dedicated to his memory, and that the Chief Clerk of the House be instructed to send the family of Judge Hall a copy of this Resolution under the Seal of the House.

LUCAS.

The resolution was read second time.

Signed—Leonard, Speaker; Allen, Allison, Alsup, Anderson, Avant, Bailey, Baker, Bean, Bell, Benton, Blankenship, Boone, Brawner,

Bray, Bridgers, Brown, Bruhl, Bullock, Bundy, Burkett, Burnaman, Carlton, Carrington, Cato, Celaya, Chambers, Clark, Cleveland, Coker, Mrs. Colson, Connelly, Craig, Crossley, Crosthwait, Daniel, Davis, Deen, Dickson of Bexar, Dickson of Nolan, Donald, Dove, Duckett, Dwyer, Ellis, Eubank, Evans, Favors, Ferguson, Miss Files, Fitzgerald, Fuchs, Gandy, Garland, Gilmer, Goodman, Halsey, Hanna, Hardeman, Hargis, Harris of Dallas, Harris of Hill, Hartzog, Heflin, Helpinstill, Henderson, Hileman, Hobbs, Howard, Howington, Hoyo, Huddleston, Huffman, Hughes, Humphrey, Hutchinson, Isaacks, Jones, Kelly, Kennedy, Kersey, Kinard, King, Klingeman, Knight, Lansberry, Lehman, Leyendecker, Little, Lock, Love, Lowry, Lyle, McAlister, McCann, McDonald, McGlasson, McLellan, McMurry, McNamara, Manford, Manning, Markle, Martin, Matthews, Mills, Montgomery, Moore, Morgan, Morris, Morse, Murray, Nicholson, Pace, Parker, Pevehouse, Phillips, Price, Rappy, Reed of Bowie, Reed of Dallas, Ridgeway, Rhodes, Roark, Roberts, Sallas, Senterfitt, Sharpe, Shell, Simpson, Skiles, Smith of Bastrop, Smith of Atascosa, Spacek, Spangler, Stanford, Stinson, Stubbs, Taylor, Thornton, Turner, Vale, Voigt, Walters, Wattner, Weatherford, White, Whitesides and Winfree.

On the motion of Mr. Donald, the names of all the Members of the House were added to the resolution as signers thereof.

The resolution was unanimously adopted by a rising vote.